

DOCKET NO.: GLIS-0128

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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#18  
#1-3023  
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In Re Application of:

Buhr, Et Al.

Serial No.: 09/408,396

Filing Date: September 29, 1999

For: NUCLEOSIDE 5'-METHYLENE PHOSPHONATES

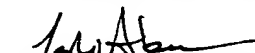
Confirmation No.: 4009

Group Art Unit: 1623

Examiner: Howard V. Owens, Jr.

DATE OF DEPOSIT: January 13, 2003

I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, DC 20231.

  
TYPED NAME: Leslie E. Aberman  
REGISTRATION NO.: Limited Recognition  
Under 37 CFR § 10.9(b) attached.

BOX AF  
Assistant Commissioner for Patents  
Washington DC 20231

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed **July 30, 2002** finally rejecting claims **9-26** of the above-identified patent application.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

- ☐ Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as:
- ☐ an Independent Inventor

01/22/2003 AWONDAF1 00000041 09408396

01 FC:1401  
02 FC:1253

320.00 OP  
820.00 OP

☐ a Small Business Concern

☐ a Nonprofit Organization

## 2. EXTENSION OF TIME

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

☒ Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 § CFR 1.17(a)(1)-(4)) for the total number of months checked below:

	SMALL ENTITY		NOT SMALL ENTITY	
	RATE	FEE	RATE	FEE
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME	\$55	\$	\$110	\$
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME	\$205	\$	\$410	\$
<input checked="" type="checkbox"/> THREE MONTH EXTENSION OF TIME	\$465	\$	\$930	\$930.00
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME	\$725	\$	\$1450	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME	\$985	\$	\$1970	\$
<input checked="" type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID	minus	(\$)	minus	(\$110.00)
<input checked="" type="checkbox"/> NOTICE OF APPEAL	\$160	\$	\$320	\$320.00
TOTAL FEE DUE				\$1140.00

## 3. FEE PAYMENT

☒ A check in the amount of **\$1140.00** is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.

☐ Please charge my Deposit Account No. 23-3050 in the amount of \$           .00. This sheet is attached in duplicate.

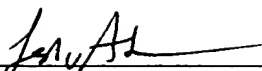
☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate.

**DOCKET NO.: GLIS-0128**

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**PATENT**

Date: January 13, 2003

  
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TYPED NAME: Leslie E. Aberman  
REGISTRATION NO.: Limited Recognition  
Under 37 CFR § 10.9(b) attached.

Woodcock Washburn LLP  
One Liberty Place - 46th Floor  
Philadelphia PA 19103  
Telephone: (215) 568-3100  
Facsimile: (215) 568-3439

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